

1165

THE STATE OF ALABAMA,
Baldwin County

} Circuit Court, Fall Session, 1949

The Grand Jury of said County charge that before the finding of this indictment Mary Wainwright, alias Mary Rembert, unlawfully, and with malice aforethought, killed Ruby Wainwright by shooting her with a pistol,

against the peace and dignity of the State of Alabama.

Kenneth Cooper
Solicitor of the Twenty-eighth Judicial Circuit.

No. _____

**THE STATE OF ALABAMA,
Baldwin County**

Circuit Court

FALL Session, 1949

THE STATE

Vs.

MARY WAINWRIGHT,

Alias MARY REMBERT

INDICTMENT

MURDER, 1st DEGREE

No Prosecutor.

WITNESSES:

FLOYD PHILLIPS

REX DOWNING

CECIL ROCKWELL

DR. C. J. GOODARD

HUBERT MENDERHALL

FREEMAN WAINWRIGHT

GRAND JURY NO. 10

A TRUE BILL

George Brown
Foreman Grand Jury.

Filed in open Court and in the presence of

the Grand Jury on the 3rd day of

November, 1949

Alice J. Duck Clerk.

Presented in open Court to the presiding Judge by the Foreman of the Grand Jury, in the presence of 17 other Grand Jurors.

Alice J. Duck Clerk.

Bail fixed \$ 1000.00

Judge.

RECORDED

*No the jury find the Respondent
Mary Wainwright guilty of
Murder 1st degree, as charged
by the indictment as charged as
the indictment and find the punishment
at 8 years in penitentiary*

SHERIFF'S APPEARANCE BOND.

Moore Printing Co.

THE STATE OF ALABAMA, }
Baldwin County }

We, Mary Wainwright, as principal, and undersigned as sureties, agree to pay THE STATE OF ALABAMA, the sum of One thousand DOLLARS

unless the said Mary Wainwright appear at the Fall Term, 19 49 of the Grand Jury Court of Baldwin County, Alabama, and from term to term thereafter until discharged by law, to answer a criminal prosecution for the offense of Murder

We hereby waive as to all amounts that may become due hereunder the benefit of all laws exempting personal property from levy and sale under execution or other process for the collection of debt by constitution or laws of the State of Alabama, and we hereby severally certify that we have property over and above all debts, liabilities, exemptions and this bond to the amount of: real property of the value of \$2,000.00 and personal property of the value of \$1,000.00.

Sworn to and subscribed before me this the _____ day of _____, 19____
_____, Baldwin County, Ala.

Mary Wainwright (Seal)

John Burns (Seal)

W. O. Green (Seal)

Willie Bowen (Seal)

Wainwright (Seal)

J. D. Kennedy (Seal)

Taken and approved this the 3rd day of June 1949
Taylor Wilkins, Sheriff
By _____, Deputy Sheriff

No.

THE STATE OF ALABAMA,
BALDWIN COUNTY

..... COURT

SHERIFF'S OFFICE

The State

vs.

Sheriff's Appearance Bond

Amount of Bond, \$.....

Filed

....., Clerk

Moore Printing Co.

STATE OF ALABAMA }
BALDWIN COUNTY }

N^o 1217

Case No. 442
The State of Alabama
vs.

IN THE Justice COURT OF
BALDWIN COUNTY, ALABAMA

Mary Wainwright

Before me, J. C. Haul, Clerk of the Circuit Court of

Baldwin County, Alabama, personally appeared Taylor Wilkins,
who being duly sworn deposes and says:

I am the Sheriff of Baldwin County, Alabama. In the case of the State of Alabama vs. _____

Mary Wainwright in the above mentioned court, in executing the warrant
of arrest or in arresting the said defendant, I or one of my duly authorized deputies, traveled 7.0
miles by the most direct route to the point of arrest and return, and I am entitled to mileage at ten cents
per mile to be taxed as costs in the case.

Point of Arrest

Saints

Taylor Wilkins

Sheriff

Subscribed and sworn to before me this 23 day of May, 1949.

Disposition of Case

_____ Clerk Circuit Court

Grand Jury

After considering the above affidavit made by the sheriff of Baldwin County, Alabama, I, as the trial
Judge of said court, do hereby approve the claim for mileage in the sum of \$ 7.00 incurred in the
making of the arrest or executing the warrant of arrest in the above styled cause and I hereby order the
clerk of the court to tax the said sum as part of the costs in said case.

This the 3 day of June, 1949
P. L. Sacco
Judge of the above named court

A F F I D A V I T

Printed by Moore Printing Co.

STATE OF ALABAMA, }
BALDWIN COUNTY. }

In the Justice Court of T. C. H A N D

Before me, T. C. H A N D, Justice of the Peace

in and for said County, personally appeared H. F. Hall who, being
duly sworn, deposes and says on oath that he has probable cause for believing and does believe that in said County, on

or about 20 May 1949 that one Mary Wainwright
unlawfully and with malice aforethought
killed Ruby Wainwright by shooting her with a
Revolver.

against the peace and dignity of the State of Alabama

Sworn to and subscribed before me this 20

day of May, A. D. 1949
P. Hand, J. P.

H. F. Hall

W A R R A N T

STATE OF ALABAMA, }
BALDWIN COUNTY. }

To any lawful officer of said County, Greetings:

You are hereby commanded to arrest Mary Wainwright
and bring her

before me to answer the State of Alabama on a charge
murder.

and have you then and there this writ with your return thereon

Witness my hand this 20 day of May, 1949

P. Hand, J. P.

THE STATE OF ALABAMA
BALDWIN COUNTY

JUSTICE COURT OF
T. C. HAND

AFFIDAVIT

THE STATE OF ALABAMA,
vs.

Mary Wainwright

WITNESSES FOR THE STATE:

- Floyd Phillips ✓
- Res Sauring
- Freeman Wainwright ✓
- Cecil Rockwell ✓
- Hermiette George
- Hubert Mendenhall ✓
- Dr. C. G. Goodard ✓
- H. F. Hall ✓

Justice Court of
Baldwin County

WARRANT OF ARREST

The State of Alabama
vs.

Mary Wainwright

Executed this 20 day of May 1949

By arresting the within

named Defendant

and placing her

in jail

Taylor Wilkins Sheriff

Zalier B. Griffin Deputy Sheriff

Jarvis 20 miles

THE STATE OF ALABAMA,
BALDWIN COUNTY

JUSTICE COURT OF T. C. HAND

Precinct 4, Bay Minette, Ala.

To Any Sheriff of the State of Alabama: Henrietta George, Alberta Truss, Riley Allen
You Are Hereby Comanded to Summon Louvenia Hawthorne, Valrey Stafford, Edrice

Bonner, Judge G. E. Perkins, John Burns, Raymond Bryce, Johnie Bettis.

personally to be and appear before the Justice Court, to be holden for Baldwin County, at my office on the

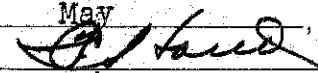
3 day of June, 1949, and from 10 A.M.

to day of said term, and from term to term thereafter, until discharged, to give evidence and the truth to speak in behalf of The Defendant, in a prosecution now pending in said Court, wherein the State of Alabama

is Plaintiff and Mary Wainwright

_____ Defendant, and have you then and there this Writ, with your endorsement thereon.

Witness my hand this 28 day of May, A. D. 1949.



Justice of the Peace, Precinct No. 4

Executed in full, this the

June 8 day of

1919

Taylor Wilkins
Sheriff.

Edleigh Standish
Deputy Sheriff

Transcript of Criminal Cases from Justice Court of Baldwin County, Ala.

| Attorneys | Case | Charge |
|---------------------|------------------------|---------------|
| <i>Herbert Hall</i> | THE STATE OF ALABAMA, | |
| No. <i>442</i> | vs. | |
| | <i>Mary Wainwright</i> | <i>Murder</i> |

| Disposition of Case | Fees | Amount |
|---|--|-------------|
| Affidavit made and Warrant Issued to <i>H. F. Hall</i> | Judge's Fees | |
| Returnable <i>Grand Jury</i> | Warrant at 50c, Affidavit at 25c | <i>25</i> |
| Witness—for State <i>Floyd D. Phillips, Rex Downing</i> | Bond at 50c, Sci Fa at 50c | <i>50</i> |
| <i>Filmon Wainwright, H. F. Hall,</i> | Witnesses' Recognizances at 25c | |
| <i>Cecil Rockwell, Henrietta George,</i> | Subpoena or notice at 25c | |
| <i>Herbert Menherdall, Dr. C. J. Gooden</i> | Continuance at 25c | <i>2.00</i> |
| | Trial of Misdemeanor at \$1.00 | |
| | Mittimus at 25c | <i>25</i> |
| | Judgment on Forfeited Bond at 25c | |
| | Making Bond, etc, on Appeal at \$1.00 | |
| | Execution of costs at 25c | <i>25</i> |
| | Constable's Fees | |
| <i>3 June 1949</i> | Subpoena or Notice at 25c | <i>3.75</i> |
| <i>Def. and witnesses appeared before</i> | Carrying Defendant before Justice | |
| <i>me and def. attorney requested</i> | each mile for himself and guard at 10c | |
| <i>that hearing be waived to</i> | Arrest 50c | |
| <i>Grand Jury. The Court granted</i> | Sheriff's Fees | |
| <i>his request and bond was</i> | Arrest \$2.00 Bond, \$1.00, Sci Fa 50c | <i>4.00</i> |
| <i>set at \$1,000.00, def. made</i> | Committing \$1.00, Releasing \$1.00 | <i>2.00</i> |
| <i>bond which was accepted by</i> | Subpoenas at 25c Day's Board at 30c | <i>4.00</i> |
| <i>the Court.</i> | Witness Fees | <i>1.00</i> |
| | Days at 50c | <i>50</i> |
| | " 50c | <i>50</i> |
| | " 50c | <i>50</i> |
| | " 50c | <i>50</i> |
| | " 50c | <i>50</i> |
| | " 50c | <i>50</i> |
| | " 50c | <i>50</i> |
| | " 50c | <i>50</i> |
| | DEFENDANT'S COSTS | |
| | Witnesses' Recognizance at 25c | <i>2.50</i> |
| | Subpoenas at 25c | <i>2.50</i> |
| | Executing 10 Subpoenas | <i>5.00</i> |

P. H. Lacey
Justice of Peace

14.75

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